REQUEST Application Number: 10/032,801 **FOR** Filing Date: December 27, 2001 DED EXAMINATION (RCE) Gonzalez

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

First Named Inventor.

1615

Group Art Unit:

Examiner Name: Attorney Docket Number:

R.M. Bennett 682.0023USU

**CUSTOMER NO.:** 

27623

This is a Requ Note:	lest for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.  37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.	
<del></del>	(March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.	

1.	Suhm	iesion ro	quired under	37 C.F.R. § 1.114
'		133101116		ously submitted
	a.	i.	. Pievi	
		1.		Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed
				on(any unentered amendment(s) referred to above will be entered).
l		ii.		Consider the arguments in the Annual Priof or Books Brief arguments filed
		11.		Consider the arguments in the Appeal Brief or Reply Brief previously filed
		iii.		filed on
	<b>L</b>			Other
-	b.	XXXXX	-	
		l. ::	XXXXX	Amendment/Reply
		ii.		Affidavit(s)/Declaration(s)
		iii. ·		Information Disclosure Statement (IDS) and PTO-1449
	A 41	iv.		Other
2.	Misce	llaneous		
	a.			ension of action on the above-identified application is requested under 37
			C.F.R	R. § 1.103(c) for a period of months. (Period of nsion shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
	ā			
_	<u>b.</u>		. Other	
3.	Fees			F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
	a.	XXXXX		Director is hereby authorized to charge any deficiencies in fees, or credit any
			overp	ayments to Deposit Account No. 01-0467.
		i.	XXXXX	RCE fee (\$770.00) required under 37 C.F.R. §1.17(e)
		ii.	XXXXX	Extension of Time fee (\$420.00) (37 C.F.R. §§ 1.136 and 1.17)
		iii.		Other
	b	XXXXX		k in the amount of \$1,190.00 enclosed
	C.		. Paym	ent by credit card (Form PTO-2038 enclosed)
				( 1/10/49
<u>J</u>	une 24, 20	004		- Marco H
Date	of Signati	ure	<del>-</del>	J. Robert Dean, Jr. Esq.
				Attorney for Applicant(s)
				Ohlandt, Greeley, Ruggiero & Perle, L.L.P.
6/29/200	4 YPOLITE1	00000072	10032801	One Landmark Square, 10 <sup>th</sup> Floor
1 FC:180	1 FC:1801 770.00 QP		770.00 OP	Stamford, Connecticut 06901-2682
				Registration No. 33,490
				Telephone: (203) 327-4500
				Telefax: (203) 327 6401
				CERTIFICATE OF MAILING
I here	by certify t	hat this cor	respondence is	being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 24, 2004.

Leslie Moscatello	
NAME	

Serial No.: 10/032,801 Group Art Unit No.: 1615

Reply to Office Action of February 25, 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Go

Gonzalez et al.

Serial No.:

10/032,801

For:

CONTROLLED RELEASE POWDER ENTRAPMENT COMPOSITIONS FOR HYDROPHOBIC INGREDIENT

Filed:

December 27, 2001

Examiner:

R.M. Bennett

Art Unit:

1615

Confirmation No.: 7223

Customer No.: 27623

Attorney Docket No.: 682.0023USU

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## <u>AMENDMENT</u>

Dear Sir:

This is in response to the Office Action mailed on February 25, 2004, constituting a Final Rejection, for which the period of time has been extended two months to and including June 25, 2004.

Amendments to the Claims begins on page 2.

Serial No.: 10/032,801 Group Art Unit No.: 1615 Reply to Office Action of February 25, 2004

Remarks/Arguments begin on page 13.